

22852

7/6/21

IN THE STATE COURT OF CARROLL COUNTY  
STATE OF GEORGIA

**ORDER FOR PEREMPTORY/STATUS CALENDAR**

Pursuant to Uniform State Court Rule 20, the Clerk is instructed to place all "open" cases filed in 2019 on the Court's specially set Peremptory / Status Calendar on

**THURSDAY, AUGUST 12, 2021, at 9:00 a.m., VIA ZOOM ONLY**

The entire calendar is available for viewing on the Carroll County Clerk's website under "STATE COURT CALENDARS".

**<https://www.carrollcountyclerk.com/calendars.html>**

Attorneys (or parties themselves if not represented by an attorney) are required to appear at such date and time to announce the status of the case. All parties should read this Order carefully and comply with its provisions

**ZOOM.** All parties are instructed to appear via Zoom. Zoom information will be available online at the Carroll County Clerk's website (under "Public Notices") by Monday, August 9, 2021, by 5:00 p.m. Do not email the Court or contact the Clerk's office prior to such date for Zoom instructions.

**COMMUNICATION WITH COURT** For all purposes stated in this Order, communication with (or notices to) the Court shall be made via email *only* to Kay Mecklin (kmecklin@carrollcountyga.com)

**NO PHONE CALLS** will be taken or voicemail returned on any case placed on this calendar All communication with the Court shall be via email as instructed herein.

FILED  
CLERK CARROLL COUNTY  
STATE OF GEORGIA  
2021 JUN 30 PM 4:22  
STATE COURT

**FAILURE TO APPEAR:** Failure of the plaintiff to appear at the calendar shall result in the dismissal without prejudice of the plaintiff's action. Failure of the defendant to appear at the calendar shall result in the striking of the defendant's answer, counterclaim, or cross-claim, along with the entry of a default judgment against the defendant. In cases where a post-judgment motion has been filed, failure of the movant to appear may result in the striking of the motion for failure to prosecute.

**CORPORATIONS:** Pursuant to *Eckles v Atlanta Technology Group, Inc.*, 267 Ga. 801 (1997), corporations must be represented in court by an attorney.

**SETTLEMENTS/DISMISSALS:** If the case has been settled, dismissed, or otherwise completed, the parties may be excused from appearing *if and only if* the plaintiff and/or counterclaimant file(s) an appropriate written dismissal and final disposition form with the Clerk's office by 5:00 p.m. on Monday, August 9, 2021, and notifies this Court.

**NO SERVICE CASES:** If service of process has not been effected prior to the call of the calendar, the plaintiff must be prepared to factually demonstrate **at the peremptory / status hearing** due diligence in attempting service on the defendant(s). Should the Court find that the plaintiff has not adequately demonstrated due diligence in attempting to serve the defendant(s), the case may be dismissed for want of prosecution. Requests for additional time to perfect service will not be considered in advance.

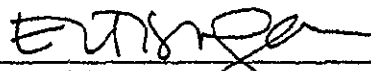
**BANKRUPTCY:** We do not receive updates from the Bankruptcy Court, so the parties must keep this Court apprised of the status of bankruptcy cases. If the case is currently in bankruptcy, the plaintiff shall notify the Court to such effect. If the defendant has been discharged in bankruptcy, the plaintiff must file a dismissal to close out the case.

**REMOVAL FROM CALENDAR:** Removal from the calendar for reasons other than dismissal will be by permission of the Judge's office and only for legal cause shown. Attorneys and *pro se* parties are required to appear at the calendar call **UNLESS** excused in writing by the Court. If the case has been reset to this calendar from a previous peremptory calendar no further reset from this calendar will be granted absent extraordinary circumstances. Do not contact the Clerk's office requesting removal from the calendar.

**CONFLICTS and LEAVES OF ABSENCE:** All attorney conflicts will be resolved as provided in Uniform Superior Court Rule 17.1 All attorney leaves of absence affecting the calendar and filed *after* the calendar is published will require an application and Court approval pursuant to Uniform Superior Court Rule 16.2.

**TIMELINE TO FILE DOCUMENTS AFTER CALENDAR:** Any party who announces a dismissal, settlement, status or scheduling order, or any other order to be provided to the Court shall have until September 2, 2021, to file such with the Court. Failure to file such (without other written agreement by this Court) shall result in a global order dismissing all cases listed therein for want of prosecution.

**SO ORDERED**, this 30th day of June, 2021.

  
Erica Tisinger, Judge  
State Court of Carroll County